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Attorney for Defendant Spiliadis Management, LTD

DAMIAN COLE,)	Case No.: 2:21-cv-00334-JCM-VCF
)	
Plaintiff,)	
)	STIPULATED AND ORDER TO
vs.)	EXTEND DISCOVERY
)	DEADLINES
SPILIADIS MANAGEMENT LTD., a)	
Nevada Corporation; MANAGED)	(First Request)
BUSINESS SERVICES, INC., a Nevada)	
Corporation; DOES I-X; and ROE)	
Business Entities I-X,)	
)	
Defendants.)	

IT IS HEREBY STIPULATED by and between Plaintiff Damian Cole (“Plaintiff”), through his counsel, Kemp & Kemp, and Defendant Spiliadis Management Ltd.¹ (“Defendant”), by and through its counsel, Fisher & Phillips, LLP, and agreed as follows:

¹ Defendant, Managed Business Services, Inc. has been dismissed from this action. (See, ECF No. 15).

1 3. The parties stipulate and agree to extend the discovery deadlines for
2 sixty (60) days to allow the parties to coordinate multiple schedules and conduct
3 necessary depositions in order to fully evaluate the claims and defenses presented.

4 **DISCOVERY COMPLETED TO DATE**

5 On April 30, 2021, Plaintiff served his Initial Disclosures.

6 On May 14, 2021, Plaintiff served his First Supplemental Initial Disclosures;
7 and on August 2, 2021, he served his Second Supplemental Initial Disclosures.

8 On May 3, 2021, Defendant served its Initial Disclosures.

9 On April 8, 2021, Plaintiff served his First Set of Requests for documents to
10 Defendant Spiliadis Management Ltd.

11 On May 14, 2021, Defendant served its Responses to Plaintiff's First Set of
12 Requests for Production of Documents.

13 On July 1, 2021, Defendant served its First Set of Requests for Production of
14 Documents to Plaintiff and its First Set of Interrogatories to Plaintiff.

15 On August 2, 2021, Plaintiff served his Responses to Defendant's First Request
16 for Production of Documents and First Set of Interrogatories to Plaintiff.

17 On July 31, 2021, Plaintiff served his Notice of Rule 30(b)(6) Deposition of
18 Spiliadis Management, Ltd. That deposition is set for September 3, 2021.

19 The parties are currently working on scheduling witness deposition.

20 As of the date of this Stipulation, neither party has propounded any further
21 discovery requests.

22 **STATEMENT OF DISCOVERY THAT REMAINS TO BE COMPLETED**

23 Due to issues with mandatory Covid-19 quarantine and closures, Defendant's
24 primary counsel having to take a medical leave of absence, and the introduction of new
25 counsel to the case, the parties have not yet completed discovery. For the above stated
26 reasons, the parties request that the discovery deadline be extended sixty (60) days
27 from **September 15, 2021** to **November 15, 2021**. Additional closures and quarantines
28 may result in an additional request to extend the discovery period.

SCHEDULE

The parties stipulate and agree that:

1. **Discovery**: The discovery period shall be extended sixty-one (61) days from September 15, 2021 to November 15, 2021 (as the 60th day is Sunday, November 14, 2021).

2. **Dispositive Motions**: The parties shall have through and including December 15, 2021, to file dispositive motions, which is 30 days after the discovery deadline.

3. **Pre-Trial Order**: If no dispositive motions are filed, the Joint Pretrial Order shall be filed thirty (30) days after the date set for the filing of dispositive motions. In the event dispositive motions are filed, the date for filing the Joint Pretrial Order shall be suspended until thirty (30) days after decision on the dispositive motions or by further order of the Court.

4. **Extensions or Modifications of the Discovery Plan and Scheduling Order**: In accordance with Local Rule 26-4, a stipulation or motion for modification or

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1 extension of this discovery plan and scheduling order and any deadline contained
2 herein, must be made not later than twenty-one (21) days before the subject deadline.

3 Dated this 25th day of August, 2021.

4 FISHER & PHILLIPS, LLP

KEMP & KEMP

5
6 By: /s/ Lisa A. McClane

By: /s/ James P. Kemp

Lisa A. McClane, Esq.

James P. Kemp, Esq.

7 Brian L. Bradford, Esq.

Victoria L. Neal, Esq.

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8 Las Vegas. NV 89101

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9 Attorney for Spiliadis Management, Ltd.

Attorney for Plaintiff

10 **ORDER**

11 **IT IS SO ORDERED:**

12 

13 UNITED STATES MAGISTRATE JUDGE

8-26-2021

14 DATED

FISHER & PHILLIPS LLP

300 S Fourth Street, Suite 1500
Las Vegas, Nevada 89101